

AO 450 (Rev. 01/09) Judgment in a Civil Action

UNITED STATES DISTRICT COURT

for the

District of South Carolina

Genesis Health Care, Inc.,) Civil Action No.: 4:19-cv-01531-RBH

Plaintiff,)

v.)

ORDER

Xavier Becerra, as Secretary of the United)
States Department of Health and Human)
Services; Carole Johnson, as Administrator)
of the Health Resources and Services)
Administration; Emeka Egwim, as)
Lieutenant Commander in the United States)
Public Health Service and Director of the)
Office of Pharmacy Affairs in the Health)
Resources and Services Administration;)
Defendants.)

340B Health,)

Amicus Supporting Plaintiff,)

and,)

The Janssen Pharmaceutical Companies,)
AbbVie, Inc., Bristol Myers Squibb)
Company, Eli Lilly & Company, Merck &)
Co., Inc.,)

Amici Supporting Defendants.)

SUMMARY JUDGMENT IN A CIVIL ACTION

The court has ordered that *(check one)*:

☐ the plaintiff *(name)* _____ recover from the defendant *(name)* _____ the amount of _____ dollars (\$ _____), which includes prejudgment interest at the rate of _____%, plus postjudgment interest at the date of _____%, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant *(name)* _____ recover costs from the plaintiff *(name)* _____.

✓ other: Summary Judgment is entered for Plaintiff Genesis Health Care, Inc and this case is dismissed.

This action was (*check one*):

☐ tried by a jury with Judge _____ presiding, and the jury has rendered a verdict.

☐ tried by a jury with Judge _____ without a jury and the above decision was reached. rendered a verdict.

✓ decided by the Honorable R. Bryan Harwell, Chief United States District Judge, who grants in part Plaintiff's Motion for Summary Judgment.

CLERK OF COURT, Robin L. Blume

By: s/Heather Ciccolella, Deputy Clerk

November 3, 2023